

09/31 2586

PATENT APPLICATION  
Attorney's Docket No.: 4027.1001-001

COJ=C

UNITED STATES PATENT AND TRADEMARK OFFICE

Patentee : Taylor S. Gautier

Patent No.: 7,127,493

Issued: October 24, 2006

Title: OPTIMIZING SERVER DELIVERY OF CONTENT BY SELECTIVE  
INCLUSION OF OPTIONAL DATA BASED ON OPTIMIZATION  
CRITERIA

|  |                    |
|--|--------------------|
| <b>CERTIFICATE OF MAILING OR TRANSMISSION</b>  |                    |
| I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on: |                    |
| 9/9/09   | <i>Anne Amisen</i> |
| Date   | Signature          |
| <i>Anne Amisen</i>   |                    |
| Typed or printed name of person signing certificate  |                    |

**REQUEST FOR CERTIFICATE OF CORRECTION**

Commissioner for Patents  
Office of Patent Publication  
ATTN: Certificate of Correction Branch  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Certificate**  
**SEP 15 2009**  
**of Correction**

Sir:

Pursuant to 35 U.S.C. § 255, we hereby request a Certificate of Correction be issued for the above-referenced U.S. Letters Patent to correct errors as shown below. A Certificate of Correction is enclosed herewith.

Please insert the following on page 1 before the Background section:

**--RELATED APPLICATION**

This application claims the benefit of U.S. Provisional Application No. 60/097,333, filed on August 20, 1998.--

9/15/2009 DELANCO 60088831 7127493

11 7:10:11  
02 7:10:11

109.00 93  
1.00 02

This Certificate of Correction to indicate more clearly a priority claim to a prior filed provisional application, and to add a reference to the prior application, is proper according to section 1481.03(II)(A) of the MPEP. The application for the above-captioned patent, U.S. Patent No. 7,127,493 ('93 patent) was filed before November 29, 2000; thus, a Certificate of Correction is appropriate to correct a failure to make a reference to a prior co-pending application pursuant to 37 C.F.R. 1.78(a)(4). Also, the provisional application complies with the version of 37 C.F.R. 1.78(a)(3) at the time the application for the '93 patent was filed and it is clear from the record of the '93 patent that priority to the provisional application was claimed, as evidenced by a copy of the declaration claiming priority to U.S. Provisional Application No. 60/097,333 and a copy of a Corrected Filing Receipt that indicates acknowledgment by the Office of the priority claim.

Patentee agrees to pay the required fee. Enclosed is a check in the amount of \$101. Please charge any deficiency or credit any overpayment to Patentee's Attorney's/Agent's Deposit Account No. 08-0380.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By 

Patrick A. Gumban

Registration No.: 61,287

Telephone: (978) 341-0036

Facsimile: (978) 341-0136

Concord, MA 01742-9133

Dated:

9/9/09

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UNITED STATES PATENT AND TRADEMARK OFFICE  
**CERTIFICATE OF CORRECTION**

PATENT NO. : 7,127,493  
DATED : Oct. 24, 2006  
INVENTOR(S) : Taylor S. Gautier

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On page 1 before the Background section, insert the following:

--RELATED APPLICATION


This application claims the benefit of U.S. Provisional Application No. 60/097,333, filed on August 20, 1998.--

MAILING ADDRESS OF SENDER:

021005  
Hamilton, Brook, Smith & Reynolds, P.C.  
530 Virginia Road, P.O. Box 9133  
Concord, Massachusetts 01742-9133

PATENT NO. 7,127,493

No. of add'l copies  
@ 50¢ per page

 -2-

UNITED STATES PATENT AND TRADEMARK OFFICE  
**CERTIFICATE OF CORRECTION**

PATENT NO. : 7,127,493  
DATED : Oct. 24, 2006  
INVENTOR(S) : Taylor S. Gautier

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

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MAILING ADDRESS OF SENDER:

021005


Hamilton, Brook, Smith & Reynolds, P.C.

530 Virginia Road, P.O. Box 9133

Concord, Massachusetts 01742-9133

PATENT NO. 7,127,493

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@ 50¢ per page

 -2-

COPY

PTO/SB/01 (6-95) (modified)  
 Approved for use through 10/31/96 OMB 0651-0032  
 Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

|  |  |                        |                   |
|--|--|------------------------|-------------------|
| 0010/PTO<br>Rev. 6/95  | U.S. Department of Commerce<br>Patent and Trademark Office | Attorney Docket Number | 3941              |
| <b>DECLARATION FOR<br/>UTILITY OR DESIGN<br/>PATENT APPLICATION</b>  |  | First Named Inventor   | Taylor S. Gautier |
|  |  | COMPLETE IF KNOWN      |                   |
|  |  | Application Number     | Not Yet Known     |
|  |  | Filing Date            | May 14, 1999      |
|  |  | Group Art Unit         | Not Yet Known     |
| <input checked="" type="checkbox"/> Declaration Submitted with Initial Filing         OR <input type="checkbox"/> Declaration Submitted after Initial Filing |  | Examiner Name          | Not Yet Known     |

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**OPTIMIZING SERVER DELIVERY OF CONTENT BY SELECTIVE INCLUSION OF OPTIONAL DATA BASED ON OPTIMIZATION CRITERIA**

the specification of which

(Title of the Invention)

☒ is attached hereto

OR

☐ was filed on (MM/DD/YYYY) [ ] as United States Application Number or PCT International Application Number [ ] and was amended on (MM/DD/YYYY) [ ] (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37 Code of Federal Regulations. § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code § 119 (a)-(d) or § 385(b) of any foreign application(s) for patent or inventor's certificate, or § 365 (a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

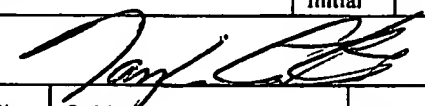
| Prior Foreign Application<br>Number(s) | Country | Foreign Filing Date<br>(MM/DD/YYYY) | Priority<br>Not Claimed  | Certified Copy Attached? |                          |
|--|---------|-------------------------------------|--------------------------|--------------------------|--------------------------|
|  |         |                                     | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
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|  |         |                                     | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|  |         |                                     | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

☐ Additional foreign application numbers are listed on a supplemental priority sheet attached hereto:

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below.

| Application Number(s) | Filing Date (MM/DD/YYYY) | <input type="checkbox"/> Additional provisional<br>application numbers are<br>listed on a supplemental<br>sheet attached hereto. |
|-----------------------|--------------------------|--|
| 60/097,333            | 8/20/98                  |  |

05312586-051499

|  |   |   |                                      |             |                     |
|--|---|---|--------------------------------------|-------------|---------------------|
| DECLARATION  |   |   |                                      | Page 2      |                     |
| <p>I hereby claim the benefit under Title 35, United States Code § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.</p> |   |   |                                      |             |                     |
| U.S. Parent Application Number   | PCT Parent Number   | Parent Filing Date (MM/DD/YYYY)   | Parent Patent Number (if applicable) |             |                     |
|  |   |   |                                      |             |                     |
| <input type="checkbox"/> Additional U.S. or PCT international application numbers are listed on a supplemental priority sheet attached hereto.   |   |   |                                      |             |                     |
| <p>As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:</p>  |   |   |                                      |             |                     |
| Name   |   | Registration Number   | Name                                 |             | Registration Number |
| Robert R. Sachs<br>Dana S. Rao   |   | 42,120<br>43,875  |                                      |             |                     |
| <input type="checkbox"/> Additional attorney(s) and/or agent(s) named on a supplemental sheet attached hereto.   |   |   |                                      |             |                     |
| <p>Please direct all correspondence to:</p> <p style="text-align: center;">Dana S. Rao<br/>Fenwick &amp; West LLP<br/>Two Palo Alto Square<br/>Palo Alto, CA 94306<br/>U.S.A.</p>  |   |   |                                      |             |                     |
| Telephone  |   | (650) 858-7816  |                                      | Fax         | (650) 494-1417      |
| <p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p>   |   |   |                                      |             |                     |
| Name of Sole or First Inventor:  |   | <input type="checkbox"/> A petition has been filed for this unsigned inventor |                                      |             |                     |
| Given Name   | Taylor  | Middle Initial  | S.                                   | Family Name | Gautier             |
| Inventor's Signature   |  |   |                                      | Date        | 4/27/99             |
| Residence: City  | Oakland   | State   | CA                                   | Country     | U.S.A.              |
| Mailing Address  | 2237 Trafalgar Place  |   |                                      |             |                     |
| Mailing Address  |   |   |                                      |             |                     |
| City   | Oakland   | State   | CA                                   | Zip         | 94611               |
|  |   |   |                                      | Country     | U.S.A.              |
| <input type="checkbox"/> Additional inventors are being named on supplemental sheet(s) attached hereto   |   |   |                                      |             |                     |

FILING RECEIPT  
CORRECTED



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

| APPLICATION NUMBER | FILING DATE | GRP ART UNIT | FIL FEE REC'D | ATTORNEY DOCKET NO. | DRWGS | TOT CL | IND CL |
|--------------------|-------------|--------------|---------------|---------------------|-------|--------|--------|
| 09/312,586         | 05/14/99    | 2755         | \$689.00      | 3941                | 3     | 37     | 7      |

DANA S RAO  
FENWICK & WEST LLP  
TWO PALO ALTO SQUARE  
PALO ALTO CA 94306

RECEIVED

AUG 02 1999

FENWICK & WEST LLP

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts of Application" ("Missing Parts Notice") in this application, please submit any corrections to this Filing Receipt with your reply to the "Missing Parts Notice." When the PTO processes the reply to the "Missing Parts Notice," the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s) TAYLOR S. GAUTIER, OAKLAND, CA.

CONTINUING DATA AS CLAIMED BY APPLICANT-  
PROVISIONAL APPLICATION NO. 60/097,333 08/20/98

IF REQUIRED, FOREIGN FILING LICENSE GRANTED 06/07/99 \*\* SMALL ENTITY \*\*  
TITLE  
OPTIMIZING SERVER DELIVERY OF CONTENT BY SELECTIVE INCLUSION OF  
OPTIONAL DATA BASED ON OPTIMIZATION CRITERIA

PRELIMINARY CLASS: 709

DATA ENTRY BY: BROWN, ROSCOE

TEAM: 03 DATE: 07/28/99



(See reverse for new important information)